

1 MARJIE D. BARROWS (SBN 122129)  
2 KATHLEEN M. DELANEY (SBN 196376)  
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6 Attorneys for Defendant TRAVELERS INDEMNITY  
COMPANY OF CONNECTICUT  
7

8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 THE MICHEL FAMILY TRUST,

11 Plaintiff,

12 vs.

13 TRAVELERS INDEMNITY COMPANY  
14 OF CONNECTICUT, THE TRAVELERS  
15 INDEMNITY COMPANY, and DOES 1 to  
100, inclusive,

16 Defendants.  
17

CASE NO. C09-04144 PVT

18  
19 **STIPULATION TO DISMISS  
PLAINTIFF'S CLAIMS FOR BREACH  
OF THE COVENANT OF GOOD FAITH  
AND FAIR DEALING, NEGLIGENCE  
AND PUNITIVE DAMAGES WITH  
PREJUDICE;  
[PROPOSED] ORDER THEREON**

20 TO THE HONORABLE PATRICIA V. TRUMBULL, U.S. DISTRICT COURT MAGISTRATE  
21 JUDGE:

22 **STIPULATION**

23 WHEREAS, Plaintiff MICHEL FAMILY TRUST has agreed to dismiss its claims against  
Defendant THE TRAVELERS INDEMNITY COMPANY OF CONNECTICUT for Breach of the  
Covenant of Good Faith and Fair Dealing, Negligence and Punitive Damages, with prejudice,  
under Federal Rules of Civil Procedure, Rule 41(a)(2); and

24  
25 The parties to this action agree, through their respective attorneys, that Plaintiff MICHEL  
26 FAMILY TRUST hereby dismisses its claims against Defendant THE TRAVELERS  
27

1 INDEMNITY COMPANY OF CONNECTICUT for Breach of the Covenant of Good Faith and  
2 Fair Dealing, Negligence and Punitive Damages, with prejudice,

3 **IT IS SO STIPULATED.**

4  
5 Respectfully submitted,

6 DATED: August 20, 2010

7  
8 **FORAN GLENNON PALANDECH PONZI &**  
**RUDLOFF PC**

9  
10 By: /s/ Kathleen M. DeLaney  
11 Kathleen M. DeLaney

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13 Attorneys for Defendant  
**TRAVELERS INDEMNITY COMPANY OF**  
**CONNECTICUT**

14 DATED: August 20, 2010

15  
16 **WILLIAMS, PINELLI & CULLEN, LLP**

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18 By: /s/ Amy Carlson  
19 Amy Carlson

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21 Attorneys for Plaintiff  
**MICHEL FAMILY TRUST**

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23  
24 **ORDER OF DISMISSAL**

25 Based on the above-stated stipulation, and good cause otherwise appearing, IT IS  
26 ORDERED that Plaintiff's claims against Defendant THE TRAVELERS INDEMNITY  
27 COMPANY OF CONNECTICUT for Breach of the Covenant of Good Faith and Fair Dealing,  
28 Negligence and Punitive Damages are hereby dismissed, with prejudice.

29 Date: August 23, 2010

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